

Calderon, Wanda

From: Lorie Schmidt <lorie.schmidt@dpr.vi.gov>
Sent: Tuesday, March 12, 2019 9:26 AM
To: Mills, Flaire
Subject: HOVENSA ERT Proposed 2019 Budget
Attachments: Hovensa ERT Proposed 2019 Budget Letter incoming.pdf; Oriol.HOVENSA.ert 2019 BudgetProposal.02082019.pdf

Flaire

I'm wondering if you could explain something to me.

In the letter from the Hovensa ERT about the proposed 2019 budget, table 1 says that lines 26 through 29 and 31 are subject to approval by the "US/VI" and the footnote says that has been interpreted as meaning the VI represented by the AG and the US represented by DOJ. Eric's letter says that there is a "separate process" for those approvals.

Do you know what separate process he's talking about? I just checked with our AG's office, and they don't seem to know anything about what's happening on the approvals for the 2019 budget. Attorney Tepper said that in the past she had relied on Dawn to tell her whether the line items should be approved. I'm trying to figure out whether DOJ should be responding to the ERT letter with their approval of the line items or whether there's some other process between USDOJ and VIDOJ.

If you don't know, I can check with the ERT – just thought I'd check with you first.

Thanks

Lorie

Lorie J. Schmidt

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From: Lorie Schmidt
Sent: Tuesday, March 12, 2019 9:20 AM
To: Pamela Tepper <pamela.tepper@vi.gov>
Subject: RE: HOVENSA ERT Proposed 2019 Budget

Good morning.

I have attached two letters on this matter:

- (1) Letter from Hovensa ERT to various entities, including VIDOJ and VIDPNR, requesting approval of the budget
- (2) Letter from EPA to DPNR regarding same

The letter from the ERT includes a table 1 that lists specific budget line items and which entity is responsible for approving the budget for that line item. EPA says that the ERT has identified the right agencies based on the consent decree, but I have not gone back to confirm that.

Table 1 says that line items 26 to 29 and 31 are subject to approval by "US/VI" and the footnote says that has been interpreted to mean the US represented by USDOJ and the VI represented by the VI AG. EPA's letter says that there is a separate process for approval for those line items.

I don't what "separate process" is involved. I don't know whether EPA meant a process run by the ERT that is separate from the letter the ERT sent – or whether EPA means that there is a separate process that involves USDOJ and not EPA. I'll try to find out more about it.

In any event, it sounds like you are not aware of VIDOJ responding to the ERT letter yet. It also sounds like you would be looking to DPNR as to whether to approve line items 26 to 29 and 31 (which are for utilities, security, business operating expenses and trustee fees) – right?

Regards,

Lorie

Lorie J. Schmidt

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From: Pamela Tepper
Sent: Monday, March 11, 2019 1:42 PM
To: Lorie Schmidt <lorie.schmidt@dpnr.vi.gov>
Subject: RE: HOVENSA ERT Proposed 2019 Budget

Afternoon:

Former Commissioner Henry would specify the lines we need to approve. I am not involved in the day-to-day management so the more specific information we get, the better. I don't recall if we approved this back in December, but I tend to doubt it as things were in flux here. Also, please advise to whom we send the approval request.

Thank you.

Pamela Teppner
Solicitor General
VI Department of Justice
340.774-5666

From: Lorie Schmidt
Sent: Friday, March 01, 2019 11:12 AM
To: Pamela Teppner <pamela.teppner@vi.gov>
Subject: HOVENSA ERT Proposed 2019 Budget

Good morning.

I left you a voice mail that you can ignore if you get this first.

Worrell wanted me to let you know that DPNR will be approving the line items of the proposed 2019 HOVENSA budget that are subject to DPNR approval. (They are permitting issues that now rest with Limetree, so there are no expenditures projected for 2019.) Our approval is in response to a December 20, 2018, letter from HOVENSA ERT requesting approval of the 2019 budget that VIDOJ should also have received.

The December 20 letter also notes that there is a separate process for VIDOJ and USDOJ to approve other specific line items. We assume you are taking care of that – but Worrell wanted me to confirm that with you.

Regards,

Lorie

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